

United States District Court  
DISTRICT OF MASSACHUSETTS

JEFF SWANSON,  
Plaintiff,

v.

STEVEN SPRAGUE, GERARD  
K. FEENEY, JOHN E. BAGLEY, JR.  
NOLAN BUSHNELL, GEORGE GILDER  
And JOHN E. MCCONNAUGHEY, JR.,  
Defendants

And WAVE SYSTEMS CORP., Nominal Defendant.

TO: (Name and address of defendant)

*John E. Bagley, Jr.*  
C/o Wave Systems, Corp.  
480 Pleasant St.  
Lee, MA 01238

SUMMONS IN A CIVIL CASE

CASE NUMBER:

04 - 30038 - TMB

U.S. DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

CLERK'S OFFICE  
FILED  
APR 13 2004

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address: )

Alan L. Kovacs  
Law Office of Alan L. Kovacs  
2001 Beacon St., Suite 106  
Boston, MA 02135  
(617) 964-1177

an answer to the complaint which is herewith served upon you, within -20- days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

TONY ANASTAS  
CLERK

DATE

*3/11/04*

(BY) DEPUTY CLERK

*Marghinscay*

## RETURN OF SERVICE

Service of the Summons and Complaint was made by me <sup>(1)</sup> NAME OF SERVER (PRINT)	DATE TITLE
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Check one box below to indicate appropriate method of service

- Served personally upon the defendant. Place where served: \_\_\_\_\_
- Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.  
Name of person with whom the summons and complaint were left: \_\_\_\_\_
- Returned unexecuted: \_\_\_\_\_
- Other (specify): \_\_\_\_\_

## STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL
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## DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on \_\_\_\_\_ Date \_\_\_\_\_ Signature of Server \_\_\_\_\_

Address of Server \_\_\_\_\_

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

MARCH 16, 2004

**QUICKSERV**  
**ALLSTATE PROCESS SERVERS**

**RETURN OF SERVICE**

*I this day summoned the within named JOHN E. BAGLEY, JR. C/O  
WAVE SYSTEM CORP.*

*to appear as within directed by delivering to LINDA SAMBEL, ASSISTANT TO  
PRESIDENT, 11:20 AM*

**X** *in hand*

No. 840 PLEASANT ST.  
in the LEE District of said BERKSHIRE County an attested  
copy of the SUMMONS AND COMPLAINT

*Service and travel* 28

*it being necessary I actually used a  
motor vehicle in the distance of  
90 miles in the service of  
this process*

*Paid Witness*

*Kevin Kohler*

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Process Server